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15			
16	Attorneys for Defendant Google LLC		
17	UNITED STATES DISTRICT COURT		
18	NORTHERN DISTRICT OF CA	LIFORNIA, SAN JOSE DIVISION	
19	CHASOM BROWN, WILLIAM BYATT,	Case No. 5:20-cv-03664-LHK-SVK	
	JEREMY DAVIS, CHRISTOPHER	DECLARATION OF JONATHAN TSE IN	
20	CASTILLO, and MONIQUE TRUJILLO, individually and on behalf of all similarly	SUPPORT OF PLAINTIFFS' ADMINISTRATIVE	
21	situated,	MOTION TO SEAL PORTIONS OF PLAINTIFFS' OBJECTIONS TO	
22	Plaintiffs,	SPECIAL MASTER'S REPORT (DKT.	
23	v.	299)	
24	GOOGLE LLC,	Referral: Hon. Susan van Keulen, USMJ	
25	Defendant.		
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I, Jonathan Tse, declare as follows:

- I am a member of the bar of the State of California and an attorney with Quinn 1. Emanuel Urquhart & Sullivan, LLP, attorneys for Defendant Google LLC ("Google") in this action. I make this declaration of my own personal, firsthand knowledge, and if called and sworn as a witness, I could and would testify competently thereto.
- 2. I am making this declaration pursuant to Civil Local Rule 79-5(e) as an attorney for the "Designating Party," as that term is used in that rule.
- 3. On October 27, Plaintiffs filed an administrative motion to file under seal portions of Plaintiffs' Objections to Special Master Report, Proposed Order, as well as Exhibits A, B, C, D and E to the Declaration of Alexander P. Frawley ("Frawley Declaration") in support of the Motion Seeking Relief. On the same day, I received an unredacted service copy of these documents.
- 4. I have reviewed the documents that Plaintiffs seek to file under seal pursuant to Civil Local Rule 79-5, unreducted copies of which have been filed at Docket Entry 309-4, 309-6, 309-8, 309-10, 309-12, 309-14, and 309-16. Based on my review, there is good cause to seal the following information.

Document	Basis for Sealing
Plaintiffs' Objections to Special Master's Report and Orders on Referred Discovery Disputes (Dkt. 299) (the "Brush Report"):  Pages 1, 2, 3, 4, 5	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including details related to project names, cookies, internal identifiers, and financial information as well as Google's internal communications and practices with regard to Incognito and its proprietary functions, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors.
	Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2-3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It

1 2		may also place Google at an increased risk of cyber security threats, as third parties may seek to use the information to compromise Google's
3 4		identifier system and practices relating to competing products. It may also place Google at an increased risk of cyber security threats, as
5		third parties may seek to use the information to compromise Google's internal identifier system.
6	Exhibit A to the Frawley Declaration:	The information requested to be sealed contains
7	Redacted in its entirety	Google's highly confidential and proprietary information regarding highly sensitive features
8		of Google's internal systems and operations, including details related to project names,
9		cookies, internal identifiers, and financial information as well as Google's internal communications and practices with regard to
10		Incognito and its proprietary functions, that
11		Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors.
12		Such confidential and proprietary information reveals Google's internal strategies,
13		system designs, and business practices for operating and maintaining many of its
14		important services, and falls within the protected scope of the Protective Order entered
15		in this action. See Dkt. 81 at 2-3. Public disclosure of such confidential and proprietary
16		information could affect Google's competitive standing as competitors may alter their systems
17		and practices relating to competing products. It may also place Google at an increased risk of
18		cyber security threats, as third parties may seek to use the information to compromise Google's
19		identifier system and practices relating to competing products. It may also place Google
20		at an increased risk of cyber security threats, as third parties may seek to use the information to
21		compromise Google's internal identifier system.
23	Exhibit B to the Frawley Declaration:	The information requested to be sealed contains
24	Redacted in its entirety	Google's highly confidential and proprietary information regarding highly sensitive features
25		of Google's internal systems and operations, including details related to internal projects as
26		well as Google's internal communications and practices with regard to Incognito and its
27		proprietary functions, that Google maintains as confidential in the ordinary course of its
28		business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals

Case No. 5:20-cv-03664-LHK-SVK
DECLARATION OF JONATHAN TSE

1		Google's internal strategies,
$_{2}\ $		system designs, and business practices for operating and maintaining many of its
		important services, and falls within the
3		protected scope of the Protective Order entered
4		in this action. <i>See</i> Dkt. 81 at 2-3. Public disclosure of such confidential and proprietary
7		information could affect Google's competitive
5		standing as competitors may alter their systems
6		and practices relating to competing products. It may also place Google at an increased risk of
		cyber security threats, as third parties may seek
7		to use the information to compromise Google's
8		identifier system and practices relating to competing products. It may also place Google
8		at an increased risk of cyber security threats, as
9		third parties may seek to use the information to
10		compromise Google's internal identifier system.
10	Exhibit C to the Frawley Declaration:	The information requested to be sealed contains
11		Google's highly confidential and proprietary
12	Redacted in its entirety	information regarding highly sensitive features of Google's internal systems and operations,
12		including details related to cookies, internal
13		identifiers, and financial information as well as
14		Google's internal communications and practices with regard to Incognito and its proprietary
1		functions, that Google maintains as confidential
15		in the ordinary course of its business and is not
16		generally known to the public or Google's competitors. Such confidential and proprietary
		information reveals Google's internal strategies,
17		system designs, and business practices for
18		operating and maintaining many of its important services, and falls within the
		protected scope of the Protective Order entered
19		in this action. See Dkt. 81 at 2-3. Public
$_{20} \ $		disclosure of such confidential and proprietary information could affect Google's competitive
		standing as competitors may alter their systems
21		and practices relating to competing products. It
$_{22} \ $		may also place Google at an increased risk of cyber security threats, as third parties may seek
		to use the information to compromise Google's
23		identifier system and practices relating to competing products. It may also place Google
24		at an increased risk of cyber security threats, as
		third parties may seek to use the information to
25		compromise Google's internal identifier system.
26		system.
27	Exhibit D to the Frawley Declaration:	The information requested to be sealed contains
27		Google's highly confidential and proprietary information regarding highly sensitive features
28	Redacted in its entirety	of Google's internal systems and operations,

including details related to cookies, internal 1 metrics, and financial information as well as 2 Google's internal communications and practices with regard to Incognito and its proprietary 3 functions, that Google maintains as confidential in the ordinary course of its business and is not 4 generally known to the public or Google's competitors. Such confidential and proprietary 5 information reveals Google's internal strategies, system designs, and business practices for 6 operating and maintaining many of its important services, and falls within the 7 protected scope of the Protective Order entered in this action. See Dkt. 81 at 2-3. Public 8 disclosure of such confidential and proprietary information could affect Google's competitive 9 standing as competitors may alter their systems and practices relating to competing products. It 10 may also place Google at an increased risk of cyber security threats, as third parties may seek 11 to use the information to compromise Google's identifier system and practices relating to 12 competing products. It may also place Google at an increased risk of cyber security threats, as 13 third parties may seek to use the information to compromise Google's internal identifier 14 system. 15 Exhibit E to the Frawley Declaration: The information requested to be sealed contains Google's highly confidential and proprietary 16 information regarding highly sensitive features Redacted in its entirety of Google's internal systems and operations, 17 including details related to project names, cookies, and internal identifiers as well as 18 Google's internal communications and practices with regard to Incognito and its proprietary 19 functions, that Google maintains as confidential in the ordinary course of its business and is not 20 generally known to the public or Google's competitors. Such confidential and proprietary 21 information reveals Google's internal strategies, system designs, and business practices for 22 operating and maintaining many of its important services, and falls within the 23 protected scope of the Protective Order entered in this action. See Dkt. 81 at 2-3. Public 24 disclosure of such confidential and proprietary information could affect Google's competitive 25 standing as competitors may alter their systems and practices relating to competing products. It 26 may also place Google at an increased risk of cyber security threats, as third parties may seek 27 to use the information to compromise Google's identifier system and practices relating to 28 competing products. It may also place Google

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at an increased risk of cyber security threats, as third parties may seek to use the information to compromise Google's internal identifier system. Plaintiffs' Proposed Order The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features Page 2, lines 22-27; of Google's internal systems and operations, Page 3, lines 1-2, 9, 12-13. including details related to project names, cookies, internal identifiers, and financial information as well as Google's internal communications and practices with regard to Incognito and its proprietary functions, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2-3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cyber security threats, as third parties may seek to use the information to compromise Google's identifier system and practices relating to competing products. It may also place Google at an increased risk of cyber security threats, as third parties may seek to use the information to compromise Google's internal identifier system.

- 5. Google's request is narrowly tailored in order to protect its confidential information. These reductions are limited in scope and volume. Because the proposed reductions are narrowly tailored and limited to portions containing Google's highly-confidential or confidential information and the highly confidential sensitive information of Plaintiffs, Google requests that the portions of the aforementioned documents be reducted from any public version of those documents.
- 6. Google has pared back Plaintiffs' proposed redactions and does not seek to redact or file under seal any of the remaining portions of Plaintiffs' Motion and Proposed Order not indicated in the table above.

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correct. Executed in San Francisco, Califordia DATED: November 1, 2021	ornia on November 1, 2021.  QUINN EMANUEL URQUHART & SULLIVAN, LLP
DATED: November 1, 2021	
DATED: November 1, 2021	
	SULLIVAN, LLP
	By /s/ Jonathan Tse Jonathan Tse
	Attorney for Defendant